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UNITED STATES PATENT & TRADEMARK OFFICE

Re: Application of: Wolfgang FLEISHER and Karen REIMER

Serial No.: 09/701,450

Art Unit: 1614

Filed: May 27, 1999

For: **PREPARATIONS FOR THE APPLICATION OF
ANTI-INFLAMMATORY, ESPECIALLY
ANTISEPTIC AGENTS AND/OR AGENTS
PROMOTING THE HEALING OF WOUNDS, TO
THE LOWER RESPIRATORY TRACT**

PETITION TO CORRECT FILING RECEIPT

Assistant Commissioner for Patents
Washington, DC 20231

February 26, 2001

Sir:

Enclosed is a copy of a filing receipt dated December 22, 2000 that was received from the United States Patent and Trademark Office with regard to the above-identified patent application. The filing receipt indicates that the title of the invention is "PREPARATIONS FOR THE APPLICATION OF ANTI-INFLAMMATORY, ESPECIALLY ANTISEPTIC AGENTS AND/OR AGENTS PROMOTING THE HEALING OF WOUNDS, TO THE LOWER RESPIRATORY TRACT."

Enclosed also are copies of the first page of the new application transmittal form, the first page of the specification and the Declaration/Power of Attorney. Each of these documents indicate that the title of the invention is "PREPARATIONS FOR THE APPLICATION OF ANTI-INFLAMMATORY, ESPECIALLY ANTISEPTIC AGENTS AND/OR AGENTS PROMOTING THE HEALING OF WOUNDS, TO THE LOWER RESPIRATORY TRACT."

A comparison of the title of the invention listed on the filing receipt and the title of the invention listed on the applicant's filing documents shows that the title on the filing receipt has been misspelled in the following way: on the second line, after "promoting the," the word "heatling"

be spelled "heating."



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228.1007
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Applicants request a corrected filing receipt from the USPTO reflecting the corrected title as indicated above. Applicants believe this error arose through no fault of the Applicants. Accordingly, no fee is due for issuance of a corrected filing receipt.

Respectfully submitted,

DAVIDSON, DAVIDSON & KAPPEL, LLC

By:

A handwritten signature in dark ink, appearing to read "Morey B. Wildes", written over a horizontal line.

Morey B. Wildes
Reg. No. 36,968

Davidson, Davidson & Kappel, LLC
485 Seventh Avenue - 14th Floor
New York, NY 10018
(212) 736-1940



UNITED STATES PATENT AND TRADEMARK OFFICE

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Bib Data Sheet

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

CONFIRMATION NO. 9935

SERIAL NUMBER
09/701,450

FILING DATE
11/27/2000
RULE

CLASS
514

GROUP ART UNIT
1614

ATTORNEY
DOCKET NO.
228.1007

APPLICANTS

Wolfgang Fleischer, Ingelheim, GERMANY;
Karen Reimer, Hambach, GERMANY;

** CONTINUING DATA *****

THIS APPLICATION IS A 371 OF PCT/EP99/03681 05/27/1999
WHICH CLAIMS BENEFIT OF 60/086,895 05/27/1998

** FOREIGN APPLICATIONS *****

IF REQUIRED, FOREIGN FILING LICENSE
GRANTED ** 12/22/2000

Foreign Priority claimed

☐ yes ☐ no

35 USC 119 (a-d) conditions met

☐ yes ☐ no ☐ Met after
Allowance

Verified and Acknowledged

Examiner's Signature Initials

STATE OR
COUNTRY
GERMANY

SHEETS
DRAWING

TOTAL
CLAIMS
43

INDEPENDENT
CLAIMS
3

ADDRESS

Davidson Davidson & Kappel
15th Floor - 485 Seventh Ave
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New York, NY 10038 10018

TITLE

Preparations for the application of anti-inflammatory, especially antiseptic agents and/or agents promoting the healing of wounds, to the lower respiratory tract

FILING FEE
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2120

FEES: Authority has been given in Paper
No. _____ to charge/credit DEPOSIT ACCOUNT
No. _____ for following:

☐ All Fees

☐ 1.16 Fees (Filing)

☐ 1.17 Fees (Processing Ext. of
time)

☐ 1.18 Fees (Issue)

☐ Other _____

☐ Credit

ASSISTANT COMMISSIONER FOR PATENTS
Washington, DC 20231

JUN 05 2001

In re application of: Wolfgang FLEISHER and Karen REIMER
Serial No.: 09/701,450
Filed: May 27, 1999
For: PREPARATIONS FOR THE APPLICATION OF ANTI-INFLAMMATORY, ESPECIALLY
ANTISEPTIC AGENTS AND/OR AGENTS PROMOTING THE HEALING OF WOUNDS, TO
THE LOWER RESPIRATORY TRACT

TECH CENTER 1600/2900

Sir,

Transmitted herewith is a Petition to Correct Filing Receipt in the above-identified application.

- ☐ Small entity status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a verified statement previously submitted.
- ☐ A verified statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.
- ☒ No fee for additional claims is required.
- ☐ A filing fee for additional claims calculated as shown below, is required:

	(Col. 1)	(Col. 2)	
FOR:	REMAINING	HIGHEST	
	AFTER	PREVIOUSLY	PRESENT
	AMENDMENT	PAID FOR	EXTRA
TOTAL CLAIMS	* Minus**	=	0
INDEP. CLAIMS	* Minus***	=	0

☐ FIRST PRESENTATION OF MULTIPLE DEP. CLAIM

SMALL ENTITY		OR	LARGE ENTITY	
RATE	FEE		RATE	FEE
x \$ 9	\$		x \$ 18	\$
x \$ 40	\$		x \$ 80	\$
+ \$135	\$		+ \$270	\$

TOTAL: \$ OR TOTAL: \$

- * If the entry in Co. 1 is less than the entry in Col. 2, write "0" in Col. 3.
- ** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
- *** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

- ☒ Also transmitted herewith are:
- ☐ Petition for extension under 37 C.F.R. 1.136 (in duplicate)
- ☒ Other: Information Disclosure Statement, Form PTO 1449, International Search Report, and copies of references cited
- ☐ Check(s) in the amount of \$0.00 is/are attached to cover:
- ☐ Filing fee for additional claims under 37 C.F.R. 1.16
- ☐ Petition fee for extension under 37 C.F.R. 1.136
- ☐ Other:
- ☒ The Assistant Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0552.
- ☐ Any filing fee under 37 C.F.R. 1.16 for the presentation of additional claims which are not paid by check submitted herewith.
- ☒ Any patent application processing fees under 37 C.F.R. 1.17.
- ☐ Any petition fees for extension under 37 C.F.R. 1.136 which are not paid by check submitted herewith, and it is hereby requested that this be a petition for an automatic extension of time under 37 CFR 1.136.

Morey B. Wildes, Reg. No. 36,968
DAVIDSON, DAVIDSON & KAPPEL, LLC
485 Seventh Avenue, 14th Floor
New York, New York 10018
Tel: (212) 736-1940
Fax: (212) 736-2427

I hereby certify that this correspondence and/or documents referred to as attached therein and/or fee are being deposited with the United States Postal Service as "first class mail" in an envelope addressed to "Assistant Commissioner for Patents, Washington, D.C. 20231" on February 26, 2001.

DAVIDSON, DAVIDSON & KAPPEL, LLC

BY

Spencer E. Wallace